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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Matthew T. Fitton
Serial No.: 10/750,381
Confirmation No.: 8953
Filed: December 30, 2003
For: ABSORBENT GARMENT HAVING OUTER SHELL AND DISCREET
ABSORBENT ASSEMBLY ADAPTED FOR POSITIONING THEREIN

Docket No.: 20091
Group No.: 3761
Examiner: unknown

COMMISSIONER FOR PATENTS
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I hereby certify that the attached correspondence comprising:

Information Disclosure Statement Pursuant to 37 C.F.R. § 1.97(b)
Before First Office Action or Within Three Months of Filing Date
4 Page(s) of PTO Form 1449
36 Document(s)

is being deposited with the United States Postal Service as first-class mail in an envelope addressed to:

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on: June 10, 2004

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Nanette A. Dotts

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In the United States Patent and Trademark Office

Applicant:	Matthew T. Fitton	Docket No.:	20091
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Confirmation No.:	8953	Examiner:	unknown
Filed:	December 30, 2003	Date:	June 10, 2004
For:	ABSORBENT GARMENT HAVING OUTER SHELL AND DISCREET ABSORBENT ASSEMBLY ADAPTED FOR POSITIONING THEREIN		

**Supplemental Information Disclosure Statement Pursuant to 37 C.F.R. § 1.97(b)
Before First Office Action or Within Three Months of Filing Date**

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.56 and in accordance with 37 C.F.R. 1.97 et seq., Applicant, through and by his or her attorneys, hereby wishes to direct the Examiner's attention to the documents listed on the attached modified PTO 1449 Form. A copy of each non-U.S. patent document and a copy of each non-patent document listed on the form is also presented herewith for the Examiner's review and convenience. Cited U.S. patents and U.S. patent application publications are not included in accordance with the U.S. Patent Office waiver of the requirement under 37 C.F.R. 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003, and for all international applications that have entered the national stage under 35 USC 371 after June 30, 2003.

Applicant also wishes to bring the following commonly-assigned pending patent application to the attention of the Examiner:

U.S. Patent Application Serial No. 10/737101 filed December 15, 2003, by Brud et al. for
"ABSORBENT GARMENT HAVING OUTER SHELL AND ADJUSTABLE ASSEMBLY
THEREIN."

U.S. Patent Application Serial No. 10/735978 filed December 15, 2003, by Yang et al. for
"ABSORBENT GARMENT."

U.S. Patent Application Serial No. 10/736069 filed December 15, 2003, by Yang et al. for
"ABSORBENT GARMENT AND METHOD FOR PLACING AN ABSORBENT GARMENT ON A
WEARER'S WAIST."

U.S. Patent Application Serial No. 10/736443 filed December 15, 2003, by Yang et al. for
"ABSORBENT GARMENT."

This application is not listed on the accompanying PTO Form 1449; however, a copy of this application is provided herewith.

By inclusion of any given document in this Information Disclosure Statement, Applicant in no way admits that such document is effective as prior art against the above-identified application under either 35 U.S.C. 102 or 35 U.S.C. 103.

Additionally, submission of any document is not to be taken as an admission of the materiality of the document to the prosecution of the present application.

The Examiner is requested to review each cited document and personally determine its prior art status.

Applicant recommends that the Examiner conduct an independent search for any and all available material prior art and independently review the results of such search and the documents cited within this Statement.

Applicant requests the Examiner, in accordance with 37 C.F.R. 1.97, to indicate and make of record receipt and review of all of these documents by initialing the appropriate box in the accompanying PTO-1449. Applicant requests that the undersigned receive a copy of the initialed PTO-1449.

If the Examiner refuses to consider any or all of the herein submitted materials because it is the Examiner's opinion that this Information Disclosure Statement is not in compliance with 37 C.F.R. 1.97, Applicant respectfully requests that the Examiner notify the undersigned, in writing, as to the basis of such opinion.

Please charge any prosecutorial fees which are due to Kimberly-Clark Worldwide, Inc. deposit account number 11-0875.

The undersigned may be reached at: 920-721-7844.

Respectfully submitted,

MATTHEW T. FITTON

By: H. Michael Kubicki

H. Michael Kubicki

Registration No.: 51,235

**List of Patents and Publications for Information Disclosure Statement**

Applicant: Matthew T. Fitton
Serial No.: 10/750,381
Filed: December 30, 2003

Docket No.: 20091
Group: 3761
Examiner: Unknown

U.S. PATENT DOCUMENTS							
Initial		Doc. No.	Date	Name	Class	Subclass	Filing
	A1	2,030,306	02/1936	Lain			
	A2	2,252,019	08/1941	Meinecke et al.			
	A3	2,450,789	10/1948	Frieman			
	A4	2,842,129	07/1958	Ernstorff			
	A5	3,648,699	03/1972	Anderson et al.			
	A6	3,714,946	02/1973	Rudes			
	A7	3,844,282	10/1974	King			
	A8	3,849,241	11/1974	Butin et al.			
	A9	3,859,667	01/1975	Roy			
	A10	4,114,621	09/1978	Mims Jr.			
	A11	4,280,230	07/1981	Lafleur			
	A12	4,310,929	01/1982	Finlay			
	A13	4,338,939	07/1982	Daville			
	A14	4,555,245	11/1985	Armbruster			
	A15	4,663,220	05/1987	Wisneski et al.			
	A16	4,671,793	06/1987	Hults et al.			
	A17	4,745,636	05/1988	Lunt			
	A18	4,870,958	10/1989	Webster			
	A19	4,872,221	10/1989	Stone III			
	A20	4,955,880	09/1990	Rodriquez			
	A21	4,964,860	10/1990	Gipson et al.			
	A22	5,046,272	09/1991	Vogt et al.			
	A23	5,052,058	10/1991	Mueller			
	A24	5,104,116	04/1992	Pohjola			
	A25	5,135,522	08/1992	Fahrenkrug et al.			
	A26	5,210,882	05/1993	Moretz et al.			
	A27	5,224,405	07/1993	Pohjola			
	A28	5,315,716	05/1994	Baum			
	A29	5,315,717	05/1994	Moretz et al.			
	A30	5,370,634	12/1994	Ando et al.			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with your next communication.

Examiner:

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U.S. PATENT DOCUMENTS							
Initial		Doc. No.	Date	Name	Class	Subclass	Filing
	A31	5,435,014	07/1995	Moretz et al.			
	A32	5,445,628	08/1995	Gipson et al.			
	A33	5,486,166	01/1996	Bishop et al.			
	A34	5,549,593	08/1996	Ygge et al.			
	A35	5,649,913	07/1997	Cohen			
	A36	5,669,902	09/1997	Sivilich			
	A37	5,690,627	11/1997	Clear et al.			
	A38	5,853,405	12/1998	Suprise			
	A39	5,876,394	03/1999	Rosch et al.			
	A40	5,906,604	05/1999	Ronnberg et al.			
	A41	5,915,536	06/1999	Alberts et al.			
	A42	5,978,971	11/1999	Wald			
	A43	6,009,558	01/2000	Rosch et al.			
	A44	6,010,586	01/2000	Suprise			
	A45	6,013,066	01/2000	Samuelsson			
	A46	6,142,983	11/2000	Suprise et al.			
	A47	6,145,132	11/2000	Towner			
	A48	6,149,637	01/2001	Suprise et al.			
	A49	6,174,303	09/2001	Matsushita et al.			
	A50	6,293,936	04/2002	Otsubo			
	A51	6,293,937	01/2002	Rönnberg et al.			
	A52	6,342,050	04/2003	Ono et al.			
	A53	6,368,312	10/2002	Matsushita			
	A54	6,458,116	04/2004	Lauritzen			
	A55	6,547,774	06/2003	Christon et al.			
	A56	6,585,840	07/2003	Rabe et al.			
	A57	2003/0114811	11/2000	Allen et al.			
	A58	2004/0082932	09/2001	Otsubo			
	A59	D 377,557	01/1997	Jagger			
	A60	D 417,940	12/1999	Coates et al.			

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Foreign Patent Documents								
Initial		Doc. No.	Date	Country	Class	Subclass	Trans.	
							Yes	No
	A1	AT 168 478	06/1948	Austria			<input checked="" type="checkbox"/>	<input type="checkbox"/>
	A2	AU 94/80371 B	04/1995	Australia			<input type="checkbox"/>	<input type="checkbox"/>
	A3	DT 435 579	03/1925	Germany			<input checked="" type="checkbox"/>	<input type="checkbox"/>
	A4	DE 839 244	07/1949	Germany			<input checked="" type="checkbox"/>	<input type="checkbox"/>
	A5	EP 0 217 032 B1	02/1992	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A6	EP 0 549 988 B1	06/1998	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A7	EP 0 763 353 B1	06/2002	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A8	EP 0 933 072 B1	06/2003	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A9	EP 1 048 231 A1	11/2000	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A10	EP 1 060 677 A1	12/2000	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A11	EP 1 092 355 A1	04/2001	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A12	EP 1 108 373 A1	06/2001	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A13	EP 1 125 571 A2	08/2001	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A14	EP 1 166 730 A2	01/2002	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A15	EP 1 188 427 A1	03/2002	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A16	FR 1,276,791 A	11/1961	France			<input checked="" type="checkbox"/>	<input type="checkbox"/>
	A17	GB 701,081 A	12/1953	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A18	GB 1 342 022 A	12/1973	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A19	GB 2 196 525 A	05/1988	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A20	GB 2 208 263 A	03/1989	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A21	GB 2 269 978 A	03/1994	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A22	GB 2 269 998 A	03/1994	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A23	GB 2 269 999 A	03/1994	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A24	GB 2 327 859 A	02/1999	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A25	WO 95/16421 A1	06/1995	World - PCT			<input type="checkbox"/>	<input type="checkbox"/>
	A26	WO 95/18589 A1	07/1995	World - PCT			<input type="checkbox"/>	<input type="checkbox"/>

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							Yes	No
	A27	WO 96/03951 A2	02/1996	World - PCT			<input type="checkbox"/>	<input type="checkbox"/>
	A28	WO 97/24092 A1	07/1997	World - PCT			<input type="checkbox"/>	<input type="checkbox"/>
	A29	WO 99/33422 A1	07/1999	World - PCT			<input type="checkbox"/>	<input type="checkbox"/>
	A30	WO 01/88246 A1	11/2001	World - PCT			<input type="checkbox"/>	<input type="checkbox"/>
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	A39						<input type="checkbox"/>	<input type="checkbox"/>
	A40						<input type="checkbox"/>	<input type="checkbox"/>
	A41						<input type="checkbox"/>	<input type="checkbox"/>
Other Documents								
Initial		Author, Title, Date, Pages, etc.						
	A1	Patent Abstracts of Japan 2000-355801 A: Description of Imao., "SLIP PANTY."						
	A2	Patent Abstracts of Japan 2001-238909 A: Description of Oji Paper Co. Ltd., "SHORTS TYPE THROW-AWAY DIAPER."						
	A3							
	A4							
	A5							

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